

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) MERCK-3037										
<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td colspan="2" style="padding: 5px;">In re Application of Reinhold RUEGER et al.</td></tr><tr><td style="padding: 5px;">Application Number 10/539,592</td><td style="padding: 5px;">Filed June 17, 2005</td></tr><tr><td colspan="2" style="padding: 5px;">For INTERFERENCE PIGMENTS</td></tr><tr><td style="padding: 5px;">Group Art Unit 1755</td><td style="padding: 5px;">Examiner Pegah Parvini</td></tr></table> <p style="margin-top: 20px;">Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, <u>October 25, 2007</u>, rejecting the following claims: <u>1-13</u>.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>510.00</u>.</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____.</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> Payment by credit card via EFS.</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>13-3402</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p style="margin-top: 20px;">WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <table style="width: 100%;"><tr><td style="width: 60%; vertical-align: top; padding: 10px;">I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____.</td><td style="width: 40%; vertical-align: top; padding: 10px; text-align: center;"><div style="margin-bottom: 20px;">_____ /Harry B. Shubin/ Signature</div><div style="margin-bottom: 20px;">_____ Harry B. Shubin, Reg. No. 32,004 Typed or printed name</div><div style="margin-bottom: 20px;">_____ March 25, 2008 Date</div></td></tr></table> <p style="font-size: small;">NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p> <p><input type="checkbox"/> *Total of _____ forms are submitted.</p>			In re Application of Reinhold RUEGER et al.		Application Number 10/539,592	Filed June 17, 2005	For INTERFERENCE PIGMENTS		Group Art Unit 1755	Examiner Pegah Parvini	I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____.	<div style="margin-bottom: 20px;">_____ /Harry B. Shubin/ Signature</div> <div style="margin-bottom: 20px;">_____ Harry B. Shubin, Reg. No. 32,004 Typed or printed name</div> <div style="margin-bottom: 20px;">_____ March 25, 2008 Date</div>
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